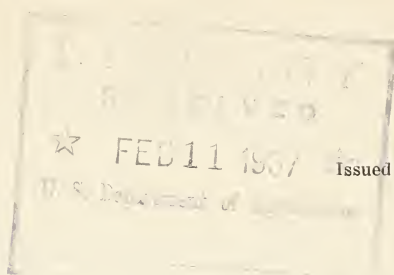


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Issued January, 1937

United States Department of Agriculture

FOOD AND DRUG ADMINISTRATION

NOTICE OF JUDGMENT UNDER THE REGULATIONS OF THE NAVAL STORES ACT

[Approved by the Acting Secretary of Agriculture, Washington, D. C., December 16, 1936]

12. Misbranding of turpentine. U. S. v. The Tredennick Paint Manufacturing Co. Plea of nolo contendere. Fine, \$50. (N. S. no. 16. Sample nos. 42143-B, 42144-B.)

This case involved several shipments of turpentine in cans which did not contain the quantity declared on the label.

On May 13, 1936, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Tredennick Paint Manufacturing Co., a corporation, Meriden, Conn., alleging that on or about August 20 and August 21, 1935, the defendant company sold and shipped to purchasers at New York, N. Y., quantities of turpentine, an article of naval stores, in small cans, that were short in volume. A portion of the article was labeled: (Can) "Little Giant Pure Turpentine * * * Contents 4 Oz. Manufactured by Pequod Paint and Color Works Meriden, Conn." The remainder was labeled: (Can) "Red Diamond M H C Turpentine Red Diamond Products Co. 80 Warren Street New York City Contents 4 Oz."

The information charged that the labeling of the cans containing the article, reading, "Contents 4 Oz.", regarding the quantity of the contents of the cans, and the further labeling of one lot with the statement, "Red Diamond Products Co. 80 Warren Street, New York City", regarding the manufacturer or packer thereof and the shipment of the article as aforesaid were injurious to commerce in naval stores in that they constituted the use in commerce of a false, misleading, and deceitful means and practice in the sale of naval stores, when said cans contained materially less than 4 fluid ounces.

On June 4, 1936, a plea of nolo contendere was entered and the court imposed a fine of \$50.

M. L. WILSON, *Acting Secretary of Agriculture.*

